

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2014-051058

12/09/2014

COMMISSIONER BRIAN S. REES

CLERK OF THE COURT
S. Blair
Deputy

IN THE MATTER OF:
BERK & MOSKOWITZ P C

GEORGE H SMITH

v.

BRADLEY J LAUGHLIN, et al.

BRADLEY J LAUGHLIN
25426 N 42ND DRIVE
PHOENIX AZ 85083

DIANA MASCIOTRA
25426 N 42ND DRIVE
PHOENIX AZ 85083
B T W CONCERTS.COM L L C
NO ADDRESS ON RECORD

MINUTE ENTRY

10:44 a.m. This is the time set for a continued objection on a Garnishment proceeding and an Oral Argument on Plaintiff's Motion to Strike Defendant, BTWConcerts.com, LLC's Motion to Vacate Default Judgment, and all Defendants' Motions to Vacate Default Judgment. Plaintiff/Judgment Creditor is represented by counsel, Kent Berk, who appears for above-named counsel. Defendant/Judgment Debtor is neither present nor represented by counsel.

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

THE COURT FINDS that the Defendants, Bradley Laughlin and Diana Laughlin, have not appeared today.

THE COURT FURTHER FINDS that both Defendants, Bradley Laughlin and Diana Laughlin, were present at the hearing on November 26, 2014, and were given notice of today's

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proceedings, as well as, by the minute entry from the November 26, 2014, hearing which was filed on December 1, 2014.

THE COURT FUTHER FINDS that BTWConcerts.com, LLC has not properly appeared because they are a corporate entity and as a corporate entity tried to file a pleading *pro per* instead of through an attorney, which is not permissible.

Counsel, Kent Berk, makes statements to the Court.

Discussion is held.

Pursuant to matters presented to the Court,

IT IS ORDERED granting Plaintiff/Judgment Creditor's Motion to Strike *Motion to Vacate Default Judgment* filed by BTWConcerts.com on October 30, 2014, filed on November 19, 2014.

IT IS FURTHER ORDERED denying the Motion to Vacate Default Judgment filed by BTWConcerts.com, LLC on October 30, 2014, based upon the fact that it was improperly filed.

With regard to the Motions to Vacate Default Judgment filed by Defendants', Bradley Laughlin and Diana Laughlin,

The Court has reviewed the Affidavit of Service and does not find that there was, on its face, anything which would indicate that the service was not proper or complete. Therefore,

IT IS ORDERED denying the Motion to Vacate Default Judgment filed by Defendant/Judgment Debtor, Diana Laughlin, filed on October 30, 2014.

IT IS FURTHER ORDERED denying the Motion to Vacate Default Judgment filed by Defendant/Judgment Debtor, Bradley Laughlin, on October 30, 2014.

The Court is in receipt of a Motion for Order Requiring Judgment Debtors to Appear for Judgment Debtors' Exam filed on December 4, 2014, by Plaintiff/Judgment Creditor,

Mr. Berk informs the Court he was given a date for a Judgment Debtor Exams of January 16, 2015, at 9:00 a.m.

11:40 p.m. Matter concludes.

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LATER:

LET THE RECORD REFLECT the Court signs the Orders for the Judgment Debtor Exam which are provided to counsel.